

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

MARK BIROSHAK, et al., : Civil No. C-1-01-300
: Senior Judge Weber
Plaintiffs, :
: v. : FEDERAL DEFENDANTS'
: STATUS REPORT AND MOTION
CITY OF HAMILTON, et al., : FOR AN EXTENSION OF TIME
: TO FILE SUMMARY JUDGMENT
Defendants. : MOTION

The federal defendants submit the following status report:
The settlement proposal submitted by the plaintiffs to the
federal defendants has been reviewed by the agencies involved.
It must be reviewed by the Department of Justice in Washington,
D.C. It is anticipated that this review process will take
another ten to fourteen days. As a result, the federal
defendants suggest that the parties report back to the Court no
later than March 1, 2004.

Additionally, the federal defendants respectfully move the
Court to extend the date for the filing of their dispositive
motion to March 1, 2004. Counsel has been unable to reach the
other counsel concerning this request.

Respectfully submitted,

GREGORY G. LOCKHART
United States Attorney

s/Gerald F. Kaminski
GERALD F. KAMINSKI (0012532)
Assistant United States Attorney
Attorney for Defendant
221 East Fourth Street, Suite 400
Cincinnati, Ohio 45202
(513) 684-3711
Fax: (513) 684-6972
Gerald.Kaminski @usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing FEDERAL DEFENDANTS' STATUS REPORT AND MOTION FOR EXTENSION OF TIME TO FILE SUMMARY JUDGMENT MOTION was served on this 17th day of February, 2004, electronically on: Scott T. Greenwood, Esq., and Wilson G. Weisenfelder, Esq.

s/Gerald F. Kaminski
GERALD F. KAMINKSI
Assistant U.S. Attorney